

**BellSouth Corporation**  
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**Kathleen B. Levitz**  
Vice President-Federal Regulatory

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October 10, 2002

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: WC Docket No. 02-307 Ex Parte # 2

Dear Ms. Dortch:

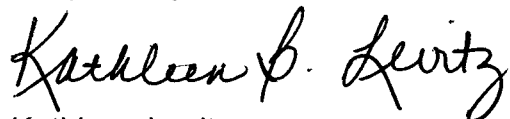
On October 4, 2002, BellSouth filed an *ex parte* that included an updated version of its Florida SGAT's Attachment A and Terms and Conditions that had been filed on that same day with the Florida Public Service Commission ("FPSC"). BellSouth had made the revisions reflected in that version in response to "Item A .20, its elements and associated rates, as listed in Appendix A" of an order in FPSC Docket No. 990649A-TP adopted on September 27, 2002. Subsequently, on October 3, 2002, the FPSC adopted an Amendatory Order stating that a scrivener's error had led to the inclusion of these provisions in the September 27 Order and that these provisions should be removed from the Order and be null and void. I include a copy of the October 3 Order as Attachment 1 to this letter.

On October 7, 2002, in response to the Amendatory Order, BellSouth filed with the FPSC a Notice of Withdrawal of the updated versions of Attachment A and the Terms and Conditions of the BellSouth SGAT, the copies of which I had filed with you on October 4, 2002. I enclose a copy of that Notice of Withdrawal as Attachment 2 to this letter.

With the withdrawal at the FPSC of revisions to the BellSouth Florida SGAT included in my October 4, 2002 *ex parte*, those revisions are no longer part of BellSouth's Florida SGAT. I write to you now to clarify this point in order to avoid any confusion in this proceeding about the content of BellSouth's Florida SGAT.

In accordance with Section 1.1206, I am filing this notice and the accompanying attachments electronically and request that you please place them in the record of the proceeding identified above. Thank you.

Respectfully submitted,

A handwritten signature in black ink, reading "Kathleen B. Levitz". The signature is written in a cursive style with a large, stylized "K" and "L".

Kathleen Levitz

Attachments

cc: Christine Newcomb  
Joshua Swift  
Janice Myles  
Luin Fitch  
James Davis-Smith  
Sara Kyle  
Beth Keating

# **ATTACHMENT**

## **1**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into  
pricing of unbundled network  
elements. (BellSouth Track)

DOCKET NO. 990649A-TP  
ORDER NO. PSC-02-1311A-FOF-TP  
ISSUED: October 3, 2002

AMENDATORY ORDER

BY THE COMMISSION:

On September 27, 2002, we issued Order No. PSC-02-1311-FOF-TP. This Order addressed the issues raised as part of BellSouth's 120-day filing. However, due to a scrivener's error, Item A. 20, its elements and associated rates, as listed in Appendix A, were inadvertently included in the Order. Therefore, Order No. PSC-02-1311-FOF-TP is amended to reflect that Item A. 20, its elements, and its associated rates, shall be removed from the Order, and shall be null and void.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Order No. PSC-02-1311-FOF-TP is hereby amended to reflect that Item A. 20, its elements, and its associated rates, shall be removed from the Order, and shall be null and void. It is further

ORDERED that Order No. PSC-02-1311-FOF-TP is reaffirmed in all other respects.

By ORDER of the Florida Public Service Commission this 3rd Day of October, 2002.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records and Hearing  
Services

( S E A L )

WDK

DOCUMENTED BY DATE

10651 OCT-30

FPSC-DOCKET CLERK

# **ATTACHMENT**

## **2**

LISA S. FOSHEE  
Senior Corporate Counsel - Regulatory

BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Suite 400  
Tallahassee, Florida 32301  
Phone: (404) 335-0754

October 7, 2002

Mrs. Blanca Bayó  
Director, Division of the Commission Clerk and  
Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**Re: Docket No. 960786A-TP (271) - Notice of Withdrawal**

Dear Mrs. Bayó:

By way of this letter, BellSouth hereby withdraws in its entirety its SGAT filing made on Friday, October 4, 2002, in the above-reference docket based on the Amendatory Order PSC-02-1311A-FOF-TP in Docket No. 990649A, issued on October 3, 2002.

BellSouth regrets any inconvenience its filing may have caused.

I enclose the original and 15 copies for filing, along with an extra copy of this letter which I would appreciate your stamping "Filed" and returning to me. Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink that reads "Lisa Foshee". The signature is fluid and cursive, with the first name "Lisa" and last name "Foshee" clearly distinguishable.

Lisa S. Foshee

Enclosures

cc: All Parties of Record  
Marshall M. Criser III